

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Shewmaker et al.

Serial No.: 10/604,708

Filed: August 12, 2003

For: METHOD FOR INCREASING TOTAL  
OIL LEVELS IN PLANTS

Group Art Unit: 1638

Examiner: Elizabeth F. McElwain

Atty. Dkt. No.: MONS:052US

CERTIFICATE OF ELECTRONIC SUBMISSION

DATE OF SUBMISSION: September 22, 2006

**INFORMATION DISCLOSURE STATEMENT**

**MS AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/MONS:052US.

Some items on the attached Form 1449 were cited in a foreign search report, a copy of which is enclosed.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



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Date: September 22, 2006

Form PTO-1449 (modified)		Atty. Docket No. MONS:052US	Serial No. 10/604,708
List of Patents and Publications for Applicant's		Applicant Shewmaker et al.	
INFORMATION DISCLOSURE STATEMENT		Filing Date: August 12, 2003	Group: 1638
(Use several sheets if necessary)			
U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1</i>	

### U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	2002/0045232	04/18/02	Qiu, Xiao	435	190	05/09/01
	A2	2002/0058340	05/16/02	Clemente et al.	435	455	08/02/01
	A3	2005/0262589	11/24/05	Fillatti	800	281	06/30/05
	A4	6,063,947	05/16/00	DeBonte et al.	554	223	08/08/97
	A5	6,291,741	09/18/01	Paul et al.	800	274	01/09/97
	A6	6,342,658	01/29/02	DeBonte et al.	800	306	07/16/99
	A7	6,372,965	04/16/02	Lightner et al.	800	298	08/14/98
	A8	6,534,261	03/18/03	Cox, III et al.	435	006	01/12/99
	A9	6,607,882	08/19/03	Cox, III et al.	435	006	01/06/00
	A10	6,824,978	11/30/04	Cox, III et al.	435	006	11/03/06
	A11	6,979,539	12/27/05	Cox, III et al.	435	006	07/02/01
	A12	7,067,722	06/27/06	Fillatti	800	312	06/21/02

### Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Language
	B1	WO 01/14538	08/11/00	WIPO	English
	B2	WO 01/79499	10/25/01	WIPO	English
	B3	WO 97/21340	12/13/96	WIPO	English
	B4	WO 97/47731	06/10/97	WIPO	English

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EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.	

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### Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C1	Roesler <i>et al.</i> , "Targeting of the arabidopsis homomeric acetyl-coenzyme A carboxylase to plastids of rapeseeds," <i>Plant Physiology</i> , 113:75-81, 1997.
	C2	Smith <i>et al.</i> , "Total silencing by intron-spliced hairpin RNAs," <i>Nature</i> , 407:319-320, 2000.
	C3	Stoutjesdijk <i>et al.</i> , "High-oleic acid Australian Brassica napus and B. juncea varieties produced by co-suppression of endogenous DELTA-12-desaturases," <i>Biochemical Society Transactions</i> , 28:938-940, 2000.
	C4	Van de Loo <i>et al.</i> , "An oleate 12-hydroxylase from Ricinus communis L. is a fatty acyl desaturase homolog," <i>Proc. Natl Acad. Sci. USA</i> , 92:6743-6747, 1993.

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